

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

F044943 Bakersfield Citizens For Local Control v. City of Bakersfield; Panama 99 Properties

F045035 Bakersfield Citizens For Local Control v. City of Bakersfield; Castle & Cooke Commercial-CA, Inc.

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F044352 Johnson v. D.D. Ortiz et al.

The judgment of dismissal and the order sustaining the demurrer of the individual defendants are reversed and the matter is remanded to the trial court for entry of a new order sustaining the demurrer with leave to amend to attempt to state a cause of action against defendants under section 1983. Plaintiff is awarded his costs on appeal. Vartabedian, Acting P.J.

We concur: Harris, J.; Wiseman, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F043772 Hardcastle v. Bank of America et al.

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F043762 People v. Lupercio

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F043452 People v. McKenzie

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

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F045596 In re Seth C., a Minor

Oral argument having been held in the above-entitled case and submission deferred to allow additional briefing by the parties, the case is submitted for decision.

F045596 In re Seth C., a Minor

The order terminating parental rights is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F044786 People v. Dillihunt

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F044786 People v. Dillihunt

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F043720 People v. Daugherty

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.